

-BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH-

In the matter of the Termination of
Electric Service where Life Support
Equipment is used:
NICHOLAS WOODWARD

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DOCKET NO. 06-035-60

REPORT AND ORDER

ISSUED: July 12, 2006

By The Commission:

This matter came on for hearing before the Commission's Administrative Law Judge on June 29, 2006, having been re-scheduled from June 20, 2006, due to Respondent Nicholas Woodward's inability to attend on that date. Petitioner PacifiCorp, dba Utah Power & Light Company, was represented by Keven Hoopiaina. The Division of Public Utilities ("Division") was represented by Rea Petersen. Respondent failed to appear. Prior to the start of hearing, Respondent had telephoned both the Commission and Division stating he would not be attending the hearing and that the person whose medical condition had qualified his account for life support consideration no longer resides with him.

At hearing, Petitioner stated it had entered into a payment plan with Respondent in May 2006 but that Respondent had already defaulted on that plan. Respondent's current past due balance owing to Petitioner is over \$1,000. Based on these facts, Petitioner renewed its request for Commission authorization to terminate Respondent's electric service.

Therefore, based upon the foregoing information, and for good cause appearing, the Administrative Law Judge enters the following proposed

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

1. Petitioner is authorized to disconnect service to Respondent's residence in accordance with Petitioner's regulations and tariff provisions and the applicable rules and regulations of the Commission, without seeking further approval from the Commission, notwithstanding the fact that a resident at Respondent's residence may be using life-support equipment.
2. At least 48 hours prior to terminating said service, Petitioner shall notify the appropriate Utah State social services agencies of this Order and the pending termination.
3. Pursuant to *Utah Code Annotated* §§ 63-46b-12 and 54-7-15, agency review or rehearing of this order may be obtained by filing a request for review or rehearing with the Commission within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of *Utah Code Annotated* §§ 63-46b-14, 63-46b-16 and the Utah Rules of Appellate Procedure.

DOCKET NO. 06-035-60

-3-

DATED at Salt Lake City, Utah, this 12th day of July, 2006.

/s/ Steven F. Goodwill
Administrative Law Judge

Approved and Confirmed this 12th day of July, 2006, as the Report and Order of
the Public Service Commission of Utah.

/s/ Ric Campbell, Chairman

/s/ Ted Boyer, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary

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